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OCT 30 2007

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## FACSIMILE TRANSMISSION

Tuesday, October 30, 2007 1:28:32 PM

**TO:** Examiner All **FAX No.:** 15712738300

**Company:** **Phone No.:**

**Number of Pages (Including this cover page):** 02

**From:** Chris L. Holm **FAX No.:** 213-892-4708  
**Email:** **Phone No.:** 213-892-4406

**Message:**

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PTOL-415A (10-07)

Approved for use through 10/31/2007. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

OCT 30 2007

### Applicant Initiated Interview Request Form

Application No.: 10/614,137  
Examiner: ALT

First Named Applicant: Friedman  
Art Unit: 3693 Status of Application: 1st Non-Final  
Rejection

Tentative Participants:

(1) Examiner

(2) Chris Holm (Attorney)

(3) \_\_\_\_\_ (4) \_\_\_\_\_

09/11/00 pm EST

Proposed Date of Interview: Week of Nov 5

Proposed Time: 09:00 AM/PM

Type of Interview Requested:

(1)  Telephonic (2)  Personal (3)  Video Conference

Exhibit To Be Shown or Demonstrated:  YES

NO

If yes, provide brief description: \_\_\_\_\_

#### Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rejection</u>	<u>{, 11, 17, 20, 27</u>	<u>Rudkin</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Continuation Sheet Attached

Brief Description of Arguments to be Presented:

There seems to be a fundamental mis-understanding or disagreement on what the claims are directed to and when Rudkin discloses. As we read Rudkin, there is no sale or transfer to/from an employee except associated with exercise of the option. If the examiner agrees, we have a proposed amendment that should address Rudkin. If the examiner disagrees, we want to discuss the basis.

An interview was conducted on the above-identified application on \_\_\_\_\_.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

10/30/07  
\_\_\_\_\_  
Applicant/Applicant's Representative Signature

\_\_\_\_\_  
Examiner/SPE Signature

Chris L. Holm

Typed/Printed Name of Applicant or Representative

39,227

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 31 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.